

Civil Action No. 12-0101
Judge Gladys Kessler

are the subject of this litigation, but shall redact and withhold the VIN numbers from any photographs that contain that information. Defendant represents that said material constitutes the totality of the responsive photographs located during the course of Defendant's search in this matter.

4. Defendant agrees to make a discretionary release within fourteen (14) calendar days after notification of the Court's entry of this Stipulation of the eight (8) videos that are the subject of this litigation. Defendant represents that said material constitutes the totality of the responsive videos located during the course of Defendant's search in this matter.

5. Defendant agrees to make a discretionary release of four (4) pages of records, identified as pages 18, 19, 20 and 21 on page 4 of the Vaughn Index. Defendant represents that said material constitutes the totality of the responsive "[d]ata files, diagnostic data, ECM readings, freeze frame data, data exports and/or summaries" located during the course of Defendant's search in this matter.

6. This Stipulation of Settlement constitutes the full and complete satisfaction of any and all claims arising from (a) the allegations set forth in the complaint filed in this lawsuit and (b) any litigation or administrative proceeding that Plaintiff has brought, could bring, or could have brought regarding Plaintiff's FOIA request in this case.

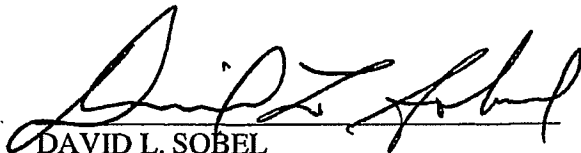
7. This Stipulation of Settlement does not constitute an admission of liability or fault on the part of Defendant, the United States, its agents, servants, or employees, and is entered into by both parties for the sole purpose of compromising disputed claims and avoiding

the expenses and risks of further litigation. Further, this Stipulation of Settlement and the provision of information pursuant to paragraphs 3, 4 and 5 above is not a subject matter waiver of any privilege and/or exemption Defendant could otherwise invoke in litigation and/or pursuant to FOIA.

8. This Stipulation of Settlement is binding upon and inures to the benefit of the parties hereto and their respective successors and assigns.

9. The Court retains jurisdiction over enforcement of any provision of this Stipulation of Settlement, and if the payment specified above is not timely made, the Court may set aside the dismissal and reopen the case in order to permit further consideration of Plaintiff's claims for attorney's fees and costs herein.

10. Execution and filing of this Stipulation and Settlement by counsel for Plaintiff and counsel for Defendant constitutes a dismissal of this lawsuit, with prejudice, effective upon entry by the Court, pursuant to Rule 41(a)(1)(A)(ii). Any and all remaining issues are waived.




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Executed on JULY 6, 2012

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Executed on July 6, 2012.

It is SO ORDERED on this 9th day of July, 2012

Gladys Kenley
UNITED STATES DISTRICT COURT JUDGE